

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

MERCED CITY ELEMENTARY SCHOOL
DISTRICT and MERCED COUNTY
OFFICE OF EDUCATION.

OAH Case No. 2015090062

ORDER GRANTING STUDENT'S
REQUEST FOR EXTENSION OF TIME
TO FILE AMENDED COMPLAINT
AND RETURNING DOCUMENT TO
STUDENT

On August 31, 2015, Student filed a Due Process Hearing Request (complaint) naming the Merced City Elementary School District and the Merced County Office of Education (collectively referred to as "Districts"). On September 11, 2015, the Districts filed a joint notice of insufficiency as to Student's complaint. On September 15, 2015, an Order determining Student's complaint to be insufficient was issued.

On September 25, 2015, Student filed a request for continuance without prejudice. Student indicates the request is being made to "protect [Parent's] rights before the OAH" and to allow Parent time to retain legal counsel. Student submitted a Save Our Youth 2009-2015 Progressive Investment Report in support of her request. The Districts have not opposed Student's request.

Based on the language of Student's request and the Order determining Student's complaint to be insufficient, Student's request will be treated as a request for an extension of time to obtain legal counsel and file an amended complaint. Student's request is granted. Student may file an amended complaint with the Office of Administrative Hearings no later than 14 days from the date of this order. The Save Our Youth 2009-2015 Progressive Investment Report is not part of the record and will be returned to Student.

IT IS SO ORDERED.

DATE: September 30, 2015

/s/

DENA COGGINS
Administrative Law Judge
Office of Administrative Hearings

